

ORDINANCE No.

184372

*Pay claim of Edessa Argo. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Edessa Argo, through his attorney, Keith Tichnor, has filed a bodily injury lawsuit against the City for damages suffered in an incident occurring on August 14, 2008. In the lawsuit, claimant makes claim for injury from a motor vehicle accident involving the Portland Police Bureau.
2. The claim has been investigated by Risk Management Services. The investigation indicates there is risk the City may be found liable. Therefore, in order to avoid the risk of an adverse jury award, we feel it is prudent to compromise the lawsuit at this time.
3. Risk Management Services recommends the lawsuit be compromised for the total sum of \$44,043.26, subject to the claimant providing the City with a release in a form to be approved by the City Attorney. (\$4,043.26 has previously been paid directly by Risk Management Services).

NOW, THEREFORE, the Council directs:

- a. The Mayor and the Auditor are hereby authorized to draw and deliver a check in the amount of \$40,000 made payable to Edessa Argo and Keith Tichnor.
- b. Risk Management Services will execute a payment authorization in the amount set forth in sub-paragraph (a) above.

Section 2. The Council declares that an emergency exists in order to avoid undue and costly delay in settling this lawsuit; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, **JAN 19 2011**

Mayor Sam Adams

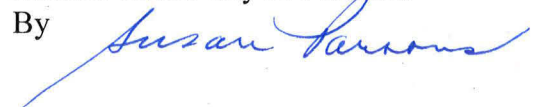
Prepared by John Buehler

Date prepared: December 29, 2010

LaVONNE GRIFFIN-VALADE

Auditor of the City of Portland

By



Deputy

Agenda No.
ORDINANCE NO.
Title

184372

* Pay claim of Edessa Argo (Ordinance)

INTRODUCED BY Commissioner/Auditor: Mayor Sam Adams	CLERK USE: DATE FILED <u>JAN 13 2011</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Adams Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Leonard	LaVonne Griffin-Valade Auditor of the City of Portland By: <u>[Signature]</u> Deputy ACTION TAKEN:
BUREAU APPROVAL Bureau: OMF/Risk Management Services Bureau Head: Jeff Baer, Director BIBS Kate Wood, Risk Mgr	
Prepared by: John Buehler Date Prepared: 12/29/10	
Financial Impact Statement <u>X</u> Completed ___ Amends Budget ___ Not Required	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. ___ Yes <u>X</u> No	
Council Meeting Date January 19, 2011	
City Attorney Approval	

AGENDA TIME CERTAIN <input type="checkbox"/> Start time: Total amount of time needed: (for presentation, testimony and discussion)
CONSENT <input checked="" type="checkbox"/> <u>Pulled</u>
REGULAR <input type="checkbox"/> Total amount of time needed: (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	<u>1</u> Fritz ✓	
2. Fish	✓	
3. Saltzman	✓	
4. Leonard	✓	
Adams	✓	